

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

UNITED STATES OF AMERICA

v.

ROLANDO A. ROJAS
Defendant.

Cr. No. 11-125-JJM-PAS

ORDER

Rolando A. Rojas has petitioned this Court under 28 U.S.C. § 3582(c)(1)(A)(i) for compassionate release. ECF Nos. 91, 95. The government objects. ECF No. 96.

Mr. Rojas seeks release claiming that his risk of getting COVID-19 in prison is increased¹ and his risk of getting seriously harmed as a result is increased because he suffers from chronic or serious medical conditions—specifically Hepatitis C.

Mr. Rojas has not shown this Court extraordinary and compelling reasons for his early release. First, Hepatitis C “might” create an increased risk of severe illness if Mr. Rojas were to contract COVID-19 according to the Center for Disease Control (“CDC”). But Mr. Rojas’ medical records show that his Hepatitis C has been resolved after appropriate treatment. Second, Mr. Rojas tested positive for COVID-19 in November 2020, was asymptomatic, isolated, and afterward returned to the general population. ECF No. 96 at 4, 8. According to the CDC, “Cases of reinfection with COVID-19 have been reported, but remain rare.”

¹ Mr. Rojas is being held at Allenwood Medium. There are 47 active COVID-19 cases there now and 224 people have recovered from COVID-19. ECF No. 95 at 2.

<https://www.cdc.gov/coronavirus/2019-ncov/your-health/reinfection.html>.

Because Mr. Rojas has not shown extraordinary or compelling reasons for his early release, the Court DENIES his Motion for Compassionate Release. ECF Nos. 91, 95.

SO ORDERED.

A handwritten signature in black ink, appearing to read "John J. McConnell, Jr.", written over a horizontal line.

John J. McConnell, Jr.
Chief United States District Judge

January 11, 2020